

CITY COUNCIL, AUGUST 10, 2005

CITY COUNCIL CHAMBERS

3rd FLOOR, CITY HALL

7:00 P.M.

137 ROOSEVELT AVENUE

PAWTUCKET, RHODE ISLAND

PRE-COUNCIL AGENDA

5:00 PM – AD HOC SUBSTANCE ABUSE PREVENTION/D.A.R.E. COMMITTEE

5:30 PM – CLAIMS COMMITTEE - A PORTION OF THE MEETING MAY BE HELD IN EXECUTIVE SESSION

Pursuant to Section 42-46-4 & Section 42-46-5 (A)(2) of the

General Laws of Rhode Island regarding pending litigation

6:45 PM – PRE-COUNCIL – FIRE CHIEF TIMOTHY MCLAUGHLIN, REGARDING AIR CONDITIONER BAN AT COATS MANOR

6:45 PM – PUBLIC INPUT PERIOD

6:45 PM – BOARD OF LICENSE COMMISSIONERS

7:00 PM – PUBLIC HEARING – AMENDMENT TO ZONING ORDINANCE

(Historic District List)

7:00 PM – CITY COUNCIL

PUBLIC HEARING

CONVENED_____PM

**ORDINANCE IN AMENDMENT OF CHAPTER 410, OF THE REVISED
ORDINANCES OF THE CITY OF PAWTUCKET, (ZONING ORDINANCE)
TEXT AND OFFICIAL ZONING MAPS (Historic District List)**

ADJOURNED_____PM

DOCKET

CONVENED_____PM

Previous Minutes

1. *CONSENT AGENDA

2. *CORRESPONDENCE

A. Communication from Richard Goldstein, Government Affairs to the Honorable Members of the Pawtucket City Council, (REAP Savings Report)

B. Communication from Saint George Maronite Catholic Church to the Honorable Members of the Pawtucket City Council, (Invitation to the Lebanese Heritage Festival)

C. Communication from the Rhode Island Clean Water Finance Agency to the City of Pawtucket, (Revolving Funds Program Project Payment Requisition Form)

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D. Communication from Henry S. Kinch, Jr. Chairman of Pawtucket Parks Commission to Janice M. LaPorte, CMC, City Clerk and Pawtucket City Council, (Notification of Public Bodies Submitting Copies of Their Meetings to the City Clerk's Office)

E. Communication from Janice M. LaPorte, CMC, City Clerk to Henry Kinch, Chair Pawtucket Parks Commission, (Meeting Notifications)

F. Communication from Mayor James E. Doyle to the Honorable Members of the Pawtucket City Council, (Informational Flyer on Recycling Programs)

G. Communication from Claire E. Bestwick, Providence Acting City Clerk to the Pawtucket City Council, (Resolution in Support of the USS Saratoga Museum Project at Quonset/Davisville)

H. Communication from Cranston Mayor Stephen P. Laffey to All Rhode Island Leaders, (Resolution Imposing Restraint on the Exercise of the Power of Eminent Domain for Public Purposes)

I. Communication from Mayor James E. Doyle to the Honorable

Members of the Pawtucket City Council, (Reappointment of Harvey E. Goulet, Jr., to the Pawtucket Housing Authority)

J. Communication from Donald R. Grebien, President Pawtucket City Council to Timothy McLaughlin, Fire Chief, (Air Conditioner Ban at Coats Manor)

K. Communication from Janice M. LaPorte, CMC, City Clerk to Dr. Hans W. Dellith, Superintendent of School, (Request for a Status Report on the Skateboard Park Project)

L. Communication from Janice M. LaPorte, CMC, City Clerk to Alan J. Tenreiro, Chairperson, Pawtucket School Committee, (Request for a Status Report on the Skateboard Park Project)

M. Communication from Attleboro Mayor Kevin J. Dumas to Mayor James E. Doyle, (Update on Case Construction and County Street Bridge)

3. Communication from Ronald F. Travers, Director, Zoning and Code Enforcement to Council President Donald Grebien and Council Members, (Draft – Rules and Regulations for Waste Haulers License) TO BE REFERRED TO THE ORDINANCE COMMITTEE.

4. Communication from Gary L. Juckett, 99 Rosemere Road, to the Pawtucket City Council, (Parking Problems In and Around the Fallon Memorial School), TO BE REFERRED TO THE PUBLIC WORKS COMMITTEE and MICHAEL BURNS, TRAFFIC ENGINEERING SUPERVISOR.

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5. Communication from Michael D. Cassidy, Director of Planning and Redevelopment to Janice M. LaPorte, CMC, City Clerk, (Middle Street/Silver Top Diner), TO BE REFERRED TO THE CITY PROPERTY

COMMITTEE.

6. Communication from Michael D. Cassidy, Director of Planning and Redevelopment to the Honorable Members of the Pawtucket City Council, (Amendment to the Comprehensive Plan regarding Ron L. Wierks request for Zoning Change) TO BE REFERRED TO THE ORDINANCE COMMISSION.

7. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Riverfront Commission, for confirmation:

RIVERFRONT COMMISSION

Janice McHale, 20 Maryland Avenue, Pawtucket, RI 02860. Term expires the first Monday in June 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____.

8. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Riverfront Commission, for confirmation:

RIVERFRONT COMMISSION

Morris Nathanson, 163 Exchange Street, Pawtucket, RI 02860. Term expires the first Monday in June 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____.

9. COUNCIL REAPPOINTMENT TO RIVERFRONT COMMISSION:

**Lewis Soares, 18 Chestnut Street, Pawtucket, Rhode Island 02860.
Term expires the first Monday in June, 2008.**

ROLL CALL AYES_____ NOES_____.

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10. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Parks Commission, for confirmation:

PARKS COMMISSION

**Clifford F. McClelland, III, 19 Greenfield Street, Pawtucket, RI 02861.
Term expires the first Monday in August 2008.**

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____.

11. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Parks Commission, for confirmation:

PARKS COMMISSION

Robert Gosselin, 242 Woodhaven Road, Pawtucket, RI 02861. Term expires the first Monday in August 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____.

12. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Parks Commission, for confirmation:

PARKS COMMISSION

Janice McHale, 20 Maryland Avenue, Pawtucket, RI 02860. Term expires the first Monday in August 2008.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____.

13. Communication from His Honor, Mayor James E. Doyle, to the Honorable Members of the Pawtucket City Council, submitting the following reappointment as a member of the Pawtucket Redevelopment Agency, for confirmation:

PAWTUCKET REDEVELOPMENT AGENCY

Michael Pappas, 300 Parkview Drive #19, Pawtucket, Rhode Island 02861. Term expires September 12, 2010.

ROLL CALL FOR CONFIRMATION

AYES_____ NOES_____.

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**137 ROOSEVELT AVENUE
PAWTUCKET, RHODE ISLAND**

**14. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF
MARGARITA L. PAGAN.**

ROLL CALL AYES_____ NOES_____

**15. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF
LAKSHMI PATEL.**

ROLL CALL AYES_____ NOES_____

**16. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF ROSA
M. PEREIRA.**

ROLL CALL AYES_____ NOES_____

**17. RESOLUTION ACCEPTING THE CARE OF BURIAL LOT OF
GETCIA SANCHEZ.**

ROLL CALL AYES_____ NOES_____

18. Communication from David L. Quinn, II, Tax Assessor, to the Honorable Members of the Pawtucket City Council. (Auto Phase-Out Tax Exemption)

19. THE FOLLOWING RESOLUTION TO BE LAID ON THE TABLE AND REFERRED TO THE FINANCE COMMITTEE:

RESOLUTION APPROVING MOTOR VEHICLE ABATEMENTS DUE TO THE AUTO PHASE-OUT EXEMPTION IN THE AMOUNT OF \$558,063.07

20. THE CITY PROPERTY COMMITTEE SUBMITS THE FOLLOWING RESOLUTION WITH THE RECOMMENDATION FOR APPROVAL:

RESOLUTION DEDICATING THE ENTRANCE WAY INTO THE MIKE KENNY TENNIS COURTS IN SLATER MEMORIAL PARK AS “BILL SCHUPFER WAY”

ROLL CALL AYES_____ NOES_____

**21. THE ANIMAL CONTROL COMMITTEE RECOMMENDS APPROVAL
OF THE FOLLOWING ORDINANCE:**

**AN ORDINANCE IN AMENDMENT OF CHAPTER 116 OF THE CODE
OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED
“ANIMALS.” (Feeding of stray animals and wildlife)**

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

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**22. THE ORDINANCE COMMITTEE RETURNS THE FOLLOWING
ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:**

**ORDINANCE IN AMENDMENT OF CHAPTER 410, OF THE REVISED
ORDINANCES OF THE CITY OF PAWTUCKET, (ZONING ORDINANCE)
TEXT AND OFFICIAL ZONING MAPS (Historic District List)**

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

23. Communication from Donald R. Grebien, President Pawtucket City Council to All Members of the Pawtucket City Council, (Ordinance Regarding Class B-Restrictions)

24. Communication from Richard C. Davis, Executive Director of the Pawtucket Foundation to the Honorable Donald R. Grebien, President, Pawtucket City Council, (Support to Create Additional Conditions for the Issuance of BV Liquor Licenses)

**25. THE LICENSE COMMITTEE RECOMMENDS APPROVAL OF THE
FOLLOWING ORDINANCE:**

AN ORDINANCE IN AMENDMENT OF CHAPTER 108 OF THE REVISED ORDINANCES OF THE CITY OF PAWTUCKET ENTITLED “ALCOHOLIC BEVERAGES” (Class B-Restrictions)

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

26. THE LICENSE COMMITTEE RETURNS THE FOLLOWING ORDINANCE WITH THE RECOMMENDATION FOR APPROVAL:

AN ORDINANCE REPEALING SECTIONS 8 AND 9 OF CHAPTER 108 OF THE REVISED ORDINANCES OF THE CITY OF PAWTUCKET ENTITLED “ALCOHOLIC BEVERAGES” (Maximum Number of Licenses)

FOR FIRST PASSAGE

ROLL CALL AYES_____ NOES_____

27. Communication from Yvette C. Malloy, 202 Rhode Island Avenue, to Councilor Albert Vitali, (Petition from residents of Rhode Island Avenue, Requesting Extension of Hospital Parking Zone on Rhode Island Avenue)

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28. THE FOLLOWING ORDINANCE TO BE LAID ON THE TABLE AND REFERRED TO THE ORDINANCE COMMITTEE:

AN ORDINANCE AMENDING SECTION 388-64 OF THE CODE OF ORDINANCES OF THE CITY OF PAWTUCKET, 1996, ENTITLED MEMORIAL HOSPITAL “HOSPITAL ZONING” PARKING (Rhode Island Avenue)

29. Communication from Bethel International Ministry, 300 Barton

Street, (C-Town Supermarket) to Pawtucket City Council. (Requesting extension of a religious service on Saturday September 24, 2005, from 4:00 p.m. to 10:00 p.m. which as been previously granted on May 13, 2005, from 4:00 p.m. to 8:00 p.m.)

30. PETITION FOR LICENSE:

VICTUALLING HOUSE 1st Class –

Chazarie Inc., d/b/a Broadway Pub, (transfer from Jimmy's Bar & Grill Inc.) 605 Broadway, LIC#00747

31. *PETITIONS FOR LICENSES:

ENTERTAINMENT -

Petition of Iglesia Cristo Soberano A.C.Y.M. to conduct a Religious Celebration Service at 530 Broadway (parking lot), on Saturday August 20, 2005, from 4:00 p.m. to 9:00 p.m. LIC#0408M

Petition of St. Anthony's Church Holy Spirit Society for a license to conduct Indoor & Outdoor Festival-Feast and Animal Auction at 25 Forest Avenue, on Friday September 2, 2005, at 8:00 p.m. to 12:00 a.m.; Saturday September 3, 2005, at 6:00 p.m. to 12 a.m.(Animal Auction); and Sunday, September 4, 2005, from 6:00 p.m. to 10:00 p.m. LIC#0407M

Petition of Pawtucket Convergence Committee for a license to conduct an Arts Festival in Various Locations (See Attached) on Friday, September 9 through Sunday, September 25, 2005. LIC#0406M

Petition of Latin Sports Inc., d/b/a Discoteca 2000 for a license to conduct an Fundraiser, at 327 Barton Street, on Saturday, August 27, 2005, Saturday September 3, 2005, and Sunday September 4, 2005, from 9:30 p.m. to 2:00 am LIC#0405M

Petition of St. Paul's Episcopal Church for a license to conduct a Classical Music Concert at 50 Park Place on Saturday, October 29, 2005, from 7:00 p.m. to 10:00 p.m. LIC#0404M

FLEA MARKET – (Renewal)

Jean B. Vitali d/b/a A & B Corporation, 309 Broad St. LIC#J0001

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POOL TABLE -

Chazarie Inc., d/b/a Broadway Pub, (transfer from Jimmy's Bar & Grill Inc.) 605 Broadway, (1) Weekdays & Sundays, LIC#G0066

PUBLIC LAUNDRY - (Renewal)

Chaudhary, LLC d/b/a Swan Cleaners, 371 Benefit St. LIC#A0066

Lawrence P. & Lynda J. Coleman d/b/a Mrs. C's, 333 Armistice Blvd. LIC#A0006

PUBLIC LAUNDRY –

Cosann Laundry, Inc., Freeway Laundry II, (Previously Helene A. Bergeron d/b/a Helene's Laundramat) 280 Dexter St. LIC#A0074

SIGN BOARD PERMIT – (Renewal)

A-1 Copier Inc., 76 East St. (1) LIC#N0007

**Michael Bozek d/b/a Michael's Boulevard Meats, 627 Armistice Blvd.
(1) LIC#N0005**

Scottie's Auto Sales Inc., 262 Central Ave. (2) LIC#N0014

VICTUALLING HOUSE 1st Class – New

Katia R. Lugo d/b/a Pekis Multi Mart, 736 Broadway, LIC#00748

**U-Save Gas Inc., d/b/a Roukoz Investment, (transfer from Metro Mart
LLC) 469 Benefit St. LIC#00749**

***THE FOLLOWING BONDS TO BE APPROVED, SURETIES NAMED TO
BE ACCEPTED**

PAWN BROKERS –

**Robert M. Carbone d/b/a Pawtucket Pawn Brokers, Surety – Western
Surety Company**

PRIVATE DETECTIVE –

Lincoln D. Roy, Surety – Western Surety Company

**32. *THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY
TO BE REFERRED TO THE COMMITTEE ON CLAIMS AND PENDING
SUITS:**

Jose Ariza - \$90.00

Linda Morrison Brady - \$20.33

Michelle Villa by Attorney Winograd, Shine & Zacks - \$3118.31

Michael Wyatt - \$2465.30/\$2580.41

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**33. THE COMMITTEE ON CLAIMS AND PENDING SUITS RETURNS
THE FOLLOWING CLAIMS FOR DAMAGES AGAINST THE CITY:**

**THE FOLLOWING CLAIM WAS LAID ON THE TABLE AT THE 6/8/2005
MEETING OF THE COMMITTEE ON CLAIMS AND PENDING SUITS
AND IS AGAIN TAKEN UP:**

Michelle Villa by Allstate Insurance - \$850.31

RESUBMITTED CLAIM:

Susan Monk - \$1275.00

SEWER CLAIMS – 6/14/2005

Kimberly Abbott - \$9140.00

Mary-Beth Bairos - \$800.00

Dolores Baker - \$993.44/\$1643.00

Wallace Bey by Attorney Michael R. McElroy - \$25,452.00

Mary & Maureen Cordoni - \$518.99

Gerald DeGasparre – No Amount Specified

Sidik Kassam - \$1077.72/\$1363.03

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Mark R. Kindberg – No Amount Specified

Inchim MacComascaigh – No Amount Specified

John & Laureen Macomber - \$980.58

Andrea Massey - \$1980.00

Anne & Michael Mooney - \$2200.00

Christine O'Day – \$727.76

Clarence Snead – No Amount Specified

MISCELLANEOUS CLAIMS:

Bernadette Barney by Jeffry Perlow, Esq. - \$100,000.00

Laura Beauchamp by Richard P. Brederson, Esq. – No Amount Specified

Ann Jarjoura by Attorney Robert Ameen – No Amount Specified

John Masse - \$287.10

Matthew J. Meehan – No Amount Specified

Smithfield Avenue Congregational Church - \$8482.31

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CLAIMS INVOLVING CITY VEHICLES:

Christopher Dunn - \$1171.69

Gary Hebner by Allstate Insurance - \$1473.82

David Maurice (M&M Realty) - \$2130.00/\$2295.00

Francheska Santiago - \$816.64/\$878.30

ADJOURNED _____ P.M.